



Paper No. 5

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In re Application of:
Mayer, *et al.*
Application No. 10/034,915
Filed: November 21, 2001
Attorney Docket No. A-3089

**OFFICE OF PETITIONS
DECISION GRANTING
PETITION**

This is a decision on the February 15, 2002 petition under 37 C.F.R. §1.10(c) requesting that the above-identified application be accorded a filing date of November 21, 2001, rather than the presently accorded filing date of January 2, 2002.

Petitioner alleges that the application was deposited in Express Mail service on November 21, 2001. In support, the petition is accompanied by a copy of Express Mail receipt no. EL758653376US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of November 21, 2001.

In view of the above, *this petition is **granted**.*

This application will be returned to Initial Patent Examination Division for correction of the filing date to November 21, 2001.

Telephone inquiries concerning this matter may be directed to the undersigned in the Office of Petitions at (703) 306-5593.

Scott M. Ledford
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Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Examination Policy